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MAY 13 2011

DEPARTMENT OF ECOLOGY - CENTRAL REGIONAL OFFICE



STATE OF WASHINGTON

APPLICATION TO ENTER A WATER RIGHT INTO THE TRUST WATER RIGHT PROGRAM

NOTE: THIS FORM IS ONLY TO BE USED FOR THE
ACQUISITION OF WATER INTO THE TRUST WATER RIGHT PROGRAM

(Check all that apply.)

- ☒ Lease
☐ Purchase
☐ Donation
☐ Other

Explain: _____

IF FOR SEASONAL OR TEMPORARY, START DATE 04/19/2011
 END DATE 04/30/2025

FOR OFFICE USE ONLY	
FILE No. <u>CS4-00383 CTCL05(B)</u>	WRIA <u>39</u>
DATE ACCEPTED <u>06/03/11</u>	BY <u>2</u>
FEE \$ <u>0</u>	REC'D <u>05/13/2011</u>
CHECK No. <u>2</u>	
SEPA: <input type="checkbox"/> Exempt <input type="checkbox"/> Not exempt	

1. Applicant Information:

APPLICANT/BUSINESS NAME Washington Water Trust	PHONE NO. (206) 675-1585	FAX NO. (206) 749-9274
ADDRESS 1530 Westlake Avenue N, Ste 400		
CITY Seattle	STATE WA	ZIP CODE 98109

CONTACT NAME (IF DIFFERENT FROM ABOVE) Jason McCormick, Project Manager, Washington Water Trust	PHONE NO. (509)607-3513	FAX NO. (509)925-5603
ADDRESS 222 East 4th Avenue, Suite 109		
CITY Ellensburg	STATE WA	ZIP CODE 98926

COURT CLAIM <u>00383</u> <u>SUB3 TEMPORARY</u> <u>1889 = @ (A)</u>		FOR OFFICE USE ONLY
WATER RIGHT NO. _____	FILE (contract) NO. _____	
<u>CS4 00383 CTCL05(B)</u>		

Please attach copies of any documentation that demonstrates consistent, historical use of water since the right was established. Also, if you have a water system plan or conservation plan, please include a copy with your application.

2. Water Right Information:

WATER RIGHT OR CLAIM NUMBER Yakima Basin Adjudication Court Claim No. 00383, Teanaway River Subbasin (#3) Formerly in trust under Ecology Document No. CS4-00383CTCL@4(B)	RECORDED NAME(S) Dorothy J. Crosetto
DO YOU OWN THE RIGHT? X NO <input type="checkbox"/> YES IF NO, PROVIDE OWNER(S) NAME and ADDRESS: Dorothy J. Crosetto 6830 Teanaway Rd. Cle Elum, WA 98922	
HAS THE WATER BEEN PUT TO BENEFICIAL USE IN THE LAST FIVE (5) YEARS? <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO ARE WATER DIVERSIONS/WITHDRAWALS OF THIS WATER RIGHT METERED OR MEASURED? <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO	
IMPORTANT! PROVIDE INFORMATION SHOWING THE EXTENT OF WATER USE FOR EACH OF THE LAST FIVE YEARS	

3. How is Water to be Made Available for Trust?

<input type="checkbox"/> Alteration in method of diversion	<input checked="" type="checkbox"/> Alteration in water use/ irrigated acreage
<input type="checkbox"/> Alteration in method of delivery/conveyance	<input type="checkbox"/> Nonuse of one or more points of diversion
<input checked="" type="checkbox"/> Alteration in method of water application	<input checked="" type="checkbox"/> Nonuse of all or a portion of the named water right
<input type="checkbox"/> Alteration in type of crop	<input type="checkbox"/> Other, Explain below:
Name of funding source(s): Ecology and CBWTP	

WATER RIGHT DESCRIPTION *

4. Point(s) of Diversion/Withdrawal:

A. Existing

SOURCE	NO.	¼	¼	SEC.	TWP.	RGE.	PARCEL #	WELL TAG #
Teanaway River	1	SE	SE	10	20N	16E		
Unnamed Stream (Fred's Creek)	2	SW	NE	10	20N	16E		

Please include copies of all water well reports involved with this proposal. Also, if you know the distances from the nearest section corner to the above point(s) of diversion/withdrawal, please include that information in Item No. 6 (remarks) or as an attachment.

5. Purpose of Use:

A. Existing Use of the Water Right

PURPOSE OF USE	GPM or CFS	ACRE-FT/YR	PERIOD OF USE
Irrigation of 3.5 acres	0.17 cfs	16	05/01-09/15
Stock water	0.17 cfs (non additive)	1	year-round

* If additional space is needed, please continue on the form: Attachment for Application to Enter a Water Right into the Trust Water Right Program.

DIV. 2 OK

DIV 1 not match

GWIS which is

NENE See 8x20

in R&R Attached

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B. Proposed Purpose of the Trust Water Right:

DESCRIBE THE PURPOSE(S) OF USE DURING THE PERIOD OF TRUST:	
PURPOSE OF USE	ACRE-FEET/YR
Trust Water Right for Instream Flow exclusively for fish maintenance, enhancement and preservation of environmental and aesthetic values in the Teanaway and Yakima Rivers from August 1 through September 15.	0.05 CFS and 3.15 AF/YR from 08/01 - 09/15

6. Place of Use:**A. Existing:**

LEGAL DESCRIPTION OF LANDS WHERE WATER IS PRESENTLY USED:							
That portion of the SW1/4 SE1/4 of Section 10, T. 20 N., R. 16 E.W.M., lying northeast of the Teanaway River.							
¼	¼	SEC.	TWP.	RGE.	COUNTY	PARCEL #'s	# OF ACRES
SW	SE	10	20N	16E	Kittitas	204835	3.5
DO YOU OWN ALL THE LANDS IN THE EXISTING PLACE OF USE? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> NO - IF NO, PROVIDE OWNER(S) NAME: Dorothy J. Crosetto 6830 Teanaway Rd. Cle Elum, WA 98922							

6. Place of Use (continued)

B. Proposed:

IDENTIFY THE WATER BODY TO BE BENEFITED OR OTHER PLACE TO BE BENEFITED
--

WWT requests the proposed Trust Water be "exercised" from the historic POD on the Teanaway River to the Pacific Ocean.
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7. Remarks and Other Relevant Information:

Exhibits:

Exhibit A: Court Confirmed Water Right

Exhibit B: 2006-2010 Instream Lease ROE: CS4-00383CTCL@4(B)

Exhibit C: April 14, 2011 Order Pendente Lite

Washington Water Trust is requesting a temporary transfer (change) to a portion of Court Claim No. 00383 with a priority date of June 30, 1889 to instream flow from August 1, 2011 through April 30, 2025.

This Change Application seeks to effectuate a transfer of the 3.5 acres served by the Court Claim as partitioned and modified by ROE No. CS4-00383CTCL@1(B) to be used exclusively for instream flows for fish maintenance and enhancement, recreational uses and preservation of environmental and aesthetic values as allowed under RCW Chapters 90.03, 90.42, and 90.58. Water use changes associated with this application will provide significant environmental benefits from the Teanaway River to the Pacific Ocean, thus this transfer should receive expedited processing under WAC 173-152-050(2)(b) and (3)(a).

This application is accompanied by an Order Pedente Lite signed by the Yakima County Superior Court.

Washington Water Trust intends to protect this trust water right as instream flow from the Teanaway River to the Pacific Ocean.

Certain applications may incur a Real Estate Excise Tax liability for the seller of the water rights. The Department of Revenue has requested notification of potential taxable water right related actions and therefore may be provided with a copy of this request.

Please contact the State Department of Revenue for further information. The phone number is (360) 570-3265. The address is: Department of Revenue, Real Estate Excise Tax, PO Box 47477, Olympia, WA 98504-7477.

6. Place of Use (continued)

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IDENTIFY THE WATER BODY TO BE BENEFITED OR OTHER PLACE TO BE BENEFITED
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8. Signatures:

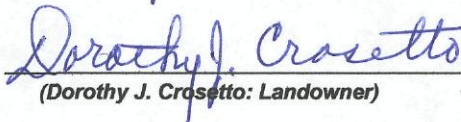
I certify that the information above is true and accurate to the best of my knowledge. I hereby grant staff from the Department of Ecology access to the above site(s) for inspection and monitoring purposes. If assisted in the preparation of the above application, I understand that all responsibility for the accuracy of the information rests with me.


(Jason McCormick, WWT: Applicant)

05 / 06 / 2011
(Date)


(Dorothy J. Crosetto: Water Right Holder)

5- / 09 / 2011
(Date)


(Dorothy J. Crosetto: Landowner)

5- / 09 / 2011
(Date)

WE ARE RETURNING YOUR APPLICATION FOR THE FOLLOWING REASON(S):

- ☐ ADDITIONAL SIGNATURES REQUIRED ☐ SECTION _____ IS INCOMPLETE
- ☐ OTHER/EXPLANATION: _____

STAFF: _____ DATE: ____ / ____ / ____